UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

NO. 06-4004

IN RE: JAMES RILEY, Petitioner

On a Petition for Writ of Mandamus from the United States District Court for the District of Delaware (Related to Civ. No. 06-cv-00001)

> Submitted Under Rule 21, Fed. R. App. P. October 13, 2006

Before: SCIRICA, Chief Judge, WEIS and GARTH, Circuit Judges.

JUDGMENT

This cause came on to be heard on a petition for writ of mandamus. On consideration whereof, it is now here

ORDERED AND ADJUDGED by this Court that the petition for writ of mandamus be, and the same is, denied.

All of the above in accordance with the Opinion of the Court.

ATTEST:

/s/ Marcia M. Waldron Clerk

DATED: November 15, 2006

